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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet	1	of	2
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Complete if Known					
Application Number	10/605,517				
Filing Date	9/22/03				
First Named Inventor	Stamm				
Group Art Unit	1615				
Examiner Name	H. SHEILLY				
Attorney Docket Number	107664.115				

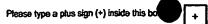
				U.S. PATENT DOCU	MENTS	
xaminer nitials	Cite No.1	Mumber	ument od Code ² known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
g/X		6,180,138		Engh et al	01-30-2001	
1		6,042,847		Kerc et al	03-28-2000	
		5,776,495		Duclos et al	07-07-1998	
\top		5,545,628		Deboeck et al	08-13-1996	
		4,992,277		Sangekar et al	02-12-1991	
		4,895,726	\top	Curtet et al	01-23-1990	
\top		4,800,079	1	Boyer	08-13-1996	
10		4,412,986		Kawata et al	11-01-1983	
4/8		2001/6655	Al	Chen et al	07-05-2001	
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Examiner Cite		Office ⁵	Foreign Patent Document Office ³ Number ⁴ (#known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Тв
ax		BP	0 256 933		Ethypharm	02-24-1998		$oxed{oxed}$
- *		EP	0 330 532		Fournier	08-30-1989		L
		EΡ	0 519 144		Ilsan Ilac	12-23-1992		
- /-		ВP	0 793 958		Bernhard et al	09-10-1997		
		WO	82/01649		Deshors	05-27-1982		1_
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				Application Number	10/665,577		
INF	ORMATION	1 DIS	SCLOSURE	Filing Date	9/22/03		
STA	TEMENT I	RY A	PPLICANT	First Named Inventor	Stamm		
				Group Art Unit	1615		
	(use as many s	sheets e	is necessary)	Examiner Name	H. SHEIKH		
Sheet	- 2	of	2	Attorney Docket Number	107664.115		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS								
Examiner Initials*	publisher, city and/or country where published.							
98		Temeljotov et al, Acta Pharm., 46:131-136 (1996).						

Date Examiner Considered Signature *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

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Sheet 1

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Complete if Known					
Application Number	10/665,517				
Filing Date	September 22, 2003				
First Named Inventor	Stamm				
Art Unit	1615				
Examiner Name	H. SHEIKH				
Attorney Docket Number	107664 115 11512				

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Examiner Initials*	No.1	Document Number Number-Kind Code ^{2 (F known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
9/8		^{US-} 2004/0092597	05-13-2004	Stamm et al	
1		^{US-} 2004/0058005	03-25-2004	Stamm et al	
		us- 2004/0058004	03-25-2004	Stamm et al	
		^{US-} 2004/0057999	03-25-2004	Stamm et al	
		^{US-} 2004/0057998	03-25-2004	Stamm et al	
		^{US-} 2004/0057997	03-25-2004	Stamm et al	
1		US- 2003/0104060	06-05-2003	Stamm et al	
\top		us- 2003/0104051	06-05-2003	Stamm et al	
		^{US-} 2002/0168413	11-14-2002	Stamm et al	
		^{US-} 2002/0114839	08-22-2002	Stamm et al	
10		US-2002/0009496	01-24-2002	Stamm et al	
W/S		^{US-} 5,073,379	12-17-1991	Klimesch et al	
		US-			

		FORE	IGN PATENT DOCL	IMENTS		
Examiner Cite No.1		Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	To
WA A	Į	EP 0 952 829 B1	03-05-2003	Stamm et al		
		EP 0 761 208 A1	03-12-1997	Duclos et al		
		WO 98/31361	07-23-1998	Stamm et al		
10		WO 96/01621	01-25-1996	Stubberud et al		
		WO 82/01649	05-27-1982	Laruelle		
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				Application Number	10/665,517	
INF	ORMATION	DIS	CLOSURE	Filing Date	September 22, 2003 Stamm	
STA	TEMENT E	BY A	PPLICANT	First Named Inventor		
				Art Unit	1615	
	(Use as many she	ets as n	ecessary)	Examiner Name	H. SHEIKH	
Sheet	2	of	2	Attorney Docket Number	107664.115 US12	

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		NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
J8		Complaint, US District Court for the District of Delaware, Civil Action No. 04-350, Reliant Pharmaceuticals v. Abbott Laboratories et al (1 June 2004).		
		Opposition to EP 0 952 829 (December 11, 2003) (English language translation).	٧	
		Opposition to EP 0 952 829 (December 11, 2003) (original French language document).		
G		Handbook of Pharmaceutical Excipients, Second Edition, pages 392-399 (1994).		
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Examiner Signature	Qu	inea	V Sheeleh	Date Considered	10/27/05

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Sheet 1

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known			
Application Number	10/665,517		
Filing Date	September 22, 2003		
First Named Inventor	Stamm		
Art Unit	1615		
Examiner Name	A.SHOICH		
Attorney Docket Number	107664 115 US12		

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
XX		^{US-} 4,721,709	01-26-1988	Seth et al	
9		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Т
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